



La Mesa PD

Arrest/Juvenile Contact Report

Case No. **20015071**

CAD Event No.: **20-00015071**

Case Disposition: **Arrest**

Primary Victim: **Dages, M**

Report No. **20015071.1**

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ARREST REPORT
 JUVENILE CONTACT REPORT

WARRANT: LOCAL OUT

GENERAL CASE INFORMATION

Primary Charge: 148 (A)(1) - PC - OBSTRUCT/RESIST PEACE OFCR/EMER MED TECH (M)			
Special Studies:		Related Cases:	
Location, City, State, ZIP: 8601 Fletcher Py, La Mesa, CA 91942		Occurred On: 05/27/2020 14:25:00 (Wednesday)	
Jurisdiction: La Mesa - La Mesa	Beat: 4	Call Source: Unknown	(and Between):
Means:	Motives:		

VICTIM/S

Victim #1

Person Code: <input type="checkbox"/> Secured Premise <input type="checkbox"/> Discovered Crime <input type="checkbox"/> Reporting Party <input type="checkbox"/> Law Enforcement Officer			
Name: Dages, M		Victim Type: L - Law Enforcement Officer	Interpreter Language:
ALIAS / AKA / NICKNAME / MONIKER:			
Name Type:	First:	Middle:	Last: Suffix:

Victim Of: 241 (C) - PC - ASSAULT ON PEACE OFFICER/EMERGENCY PERSONNEL/ETC (M)				County Residence: R - Resident
Home Address, City, State, ZIP: 8085 University Ave, La Mesa, CA 91942		Res. Country: US	Place of Birth: Undocumented:	
Race: W	Sex: M	Date of Birth / Age: 29	Height:	Weight:
Employment Status:		Occupation/Grade:	Employer/School:	Employer Address, City, State, ZIP:

CONTACT INFORMATION:

Type:	Number/Address:		
IDENTIFICATION:			
Type: LM - La Mesa PD ID	Number: 1281	State:	Country:
Attire:	Injury: N - None	Extent of Treatment: 01 - None	Violent Crime Circumstances:
LAW ENFORCEMENT OFFICER KILLED OR ASSAULTED INFORMATION	Type: N - No Death Involved	Type Activity: 11 - All Other	Type Assignment: K - Other - Alone
VICTIM OFFENDER RELATIONSHIPS	Offender:	Relationship: ST - Victim Was Stranger	

IBR/UCR OFFENSE/S

Offense Description: 148 (A)(1) - PC - OBSTRUCT/RESIST PEACE OFCR/EMER MED TECH (M)	Level: M	Against:	Completed? Yes	Courts	Using: N - Not Applicable
Location Type: 01 - Air/Bus/Train Terminal	Hate/Bias: 88 - None (no bias) (mutually exclusive)			Domestic Violence: No	
Criminal Activity:	Type Security:	Gang Related: No	Entry:	Point of Entry:	
Weapons/Force:	Tools:	Targets:			
Offense Description: 241 (C) - PC - ASSAULT ON PEACE OFFICER/EMERGENCY PERSONNEL/ETC (M)	Level: M	Against: PE	Completed? Yes	Courts	Using: N - Not Applicable
Location Type: 01 - Air/Bus/Train Terminal	Hate/Bias: 88 - None (no bias) (mutually exclusive)			Domestic Violence: No	
Criminal Activity:	Type Security:	Gang Related: No	Entry:	Point of Entry:	

Reporting Officer: LM1281 - Dages, Matthew	Division / Organization: Services Sealed Records	Reviewed By: LM1232 - Higgins, Russell
Report Date: 5/28/2020 7:01:37 AM	Detective Assigned:	Reviewed Date: 05/29/2020 13:33:40



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Weapons/Force: 40 - Personal Weapons (Threats, Hands, Fists, Feet, etc.)	Tools:	Targets:
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ARRESTEE/S

Arrestee #1

Name: [REDACTED]	County Residence: R - Resident	Interpreter Language:
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ALIAS / AKA / NICKNAME / MONIKER:								
Name Type:	First:	Middle:	Last:	Suffix:				
Home Address, City, State, ZIP:		Res. Country: US	Place of Birth:	Undocumented:				
Race: B	Sex: M	Age: 23	Height: 5' 9"	Weight: 150	Hair Color: BRO	Eye Color: BRO	Facial Hair: 	Complexion:
Hair Style: A - Afro/Natural	Hair Length: L - Shoulder	Build: M - Medium	Teeth:	Suspected User:				
Employment Status:	Occupation/Grade:	Employer/School:	Employer Address, City, State, ZIP:					

CONTACT INFORMATION:	
Type:	Number/Address:

IDENTIFICATION:			
Type: CI - California ID	Number: [REDACTED]	State: CA	Country: US

SCARS, MARKS, TATTOOS, ODDITIES:	
Attire:	Suspect Actions:

ARREST INFORMATION				
Arrest Type: O - Probable Cause Arrest - New Case	LE Disposition: 3 - Misdemeanor (Adult Only)	JUS 750 Type: 1 - Cited	Citation No.: J91082	Booking No.:

Arrested For:	Level:	Completed:	Counts:
241 (C) - PC - ASSAULT ON PEACE OFFICER/EMERGENCY PERSONNEL/ETC (M)	M	Yes	
148 (A)(1) - PC - OBSTRUCT/RESIST PEACE OFFICER/EMER MED TECH (M)	M	Yes	

Arrested By: LM1281 - Dages, Matthew	Arrest Date and Time: 05/27/2020 14:30:00	Arrest Location, City, State, ZIP: 8601 Fletcher Parkway, La Mesa, CA 91942	Beat: 4
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Miranda Read: Yes	Admonished By: LM1281 - Dages, Matthew	Miranda Response: I Understand	Jail Billing Code: La Mesa Police Department	Booked Location:
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Armed With: 01 - Unarmed	Use of Force to effect Arrest:
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JUVENILES			
Adult Present:	Person Notified:	Juvenile Disposition:	Detention Name:
Parents Notified By:	Notification Method:	Date and Time Notified:	Juvenile Released To:

RELEASE INFORMATION			
Released Location:	Released On:	Released By:	Release Reason:

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SUSPECT/S (Not Yet Arrested)

WITNESSES

OTHER ENTITIES

PROPERTY

Property Item #1.000 - BWC

Derivative No.: 0	Property Category: 1311 - Recording - Interview or Case related - Video/Photo CD, DVD, Tape, Film, Digital storage, Negative		
Status: ES - Evidence (Seized)	Count: 1	Value:	
Manufacturer:	Model:		
Serial No.:	Model Year:	OAN:	
Color:	Caliber:		
Body Style:	Recovered/ Seized Date: 05/27/2020	Disposition: evidence.com	
Owner:	Alert(s):		
Evidence Tag:	Drug Quantity:		
Drug Type:	Search Warrant:		
Notes:			

REPORT NARRATIVE

SYNOPSIS:

On 05/27/2020, at approximately 1420 hours, I contacted [REDACTED] at Grossmont Transit Center, 8601 Fletcher Parkway, La Mesa.

I observed [REDACTED] smoking as he stood on MTS property, a violation of 640(a)(3)PC and also the La Mesa Municipal Code 7.27.035. As I approached [REDACTED] advised him of the ordinance and also determined he did not possess a valid trolley or bus fare, a violation of 640(c)PC- Fare Evasion.

I advised [REDACTED] he was being detained and not free to leave, instructing him to sit on a nearby bench. [REDACTED] initially sat down, but became uncooperative, stood up and attempted to walk away. I moved in front of [REDACTED] who then forcibly struck me using his right arm to push me to the side.

OR INJURIOUS?

I pushed [REDACTED] backward into the seat where he was previously. [REDACTED] became irate, balled his fists, and showed pre-assaultive behavior. I maintained control of [REDACTED] left arm with my right hand as [REDACTED] continued to resist my commands for him to sit down. Three separate times, I pushed [REDACTED] back into a seated position as he continued to stand up.

At that time, Officer Georgi, Jensen, and Razcon arrived to assist me in putting [REDACTED] into handcuffs. I advised [REDACTED] that he was being placed under arrest for 241(c)PC- Assault of a Peace Officer and 148(a)(1)PC- Resisting, Delaying, or Obstructing a Peace Officer.

[REDACTED] was given his Miranda Advisement and transported back to LMPD for processing. While transporting [REDACTED] he asked, "Did you feel threatened when I put my hands on you?" [REDACTED] then yelled, "I only touched you because you were touching me!"

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Due to current booking criteria [REDACTED] was not able to be booked at San Diego Central Jail and was released from LMPD with a Notice to Appear (Cite# J91082).

ORIGIN:

On 05/27/2020, at approximately 1420 hours, I contacted [REDACTED] at Grossmont Transit Center, 8601 Fletcher Parkway, La Mesa while completing a special detail at the trolley station.

I was wearing my standard blue La Mesa Police Department uniform along with my body worn camera.

BACKGROUND:

None.

INVESTIGATION:

While standing on the south curb line on the trolley platform, I observed a male later determined to be [REDACTED] leaning against a wall and raising what appeared to be a lit object or smoking device to his mouth. [REDACTED] was standing alongside the north curb line of the transit center in between two signs which clearly state "No Loitering" and "No Smoking" on the west side of the transit center MTS has posted signage advising that you are entering a "Paid Fare Zone". As an officer at La Mesa and having worked several trolley details alongside MTS enforcement officers it is my understanding that the entire area of the transit center is MTS property and is a paid fare zone, including where [REDACTED] was standing.

I determined that [REDACTED] was smoking, a violation of 640(a)(3)PC and also the La Mesa Municipal Code 7.27.035. I approached [REDACTED] and asked if he lived in the apartment building above the transit center. [REDACTED] replied, "Yeah I live up here." I then asked which apartment he lived in. [REDACTED] replied, "Oh I don't actually live here. I am just waiting for some friends to pick me up." I advised [REDACTED] of both smoking ordinances to which he stated he was not smoking. I told [REDACTED] that I observed him smoking from where I was standing on the platform.

At that time, I then asked [REDACTED] if he had a valid trolley or bus fare. [REDACTED] stated, "Nah, I ain't using the trolley. I am waiting for a ride. I already told you that." I advised [REDACTED] that he must have a fare to be on the MTS property and that he was in violation per 640(c)PC- Fare Evasion.

I advised [REDACTED] that because he was without a fare and smoking that he must provide me his identification. [REDACTED] said, "I'm not giving you anything" and began to walk away. I then stepped in front of [REDACTED] and advised him that he was not free to leave and was detained. [REDACTED] became upset and began mumbling and told me to "Fuck off." As [REDACTED] continued to move around me, I maneuvered my

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body in front of his path so that he could not leave and advised him several times to sit on the bench alongside him.

In order for me to successfully take enforcement action on the violations I had witnessed I needed to identify [REDACTED] which I was unable to do because of his unwillingness to provide me his name and date of birth. At that time, I became intently focused on having [REDACTED] sit down on a nearby bench. Due to his agitated state, I knew that having him sit down would potentially deescalate the situation.

[REDACTED] reluctantly sat down at the end of the bench area. I again asked for his name and he stated, [REDACTED] here you go. You got it." I did not know the spelling of his name or his date of birth which I began to ask when suddenly a car occupied with two males sped up behind me. [REDACTED] said, "There they are! I fucken told you! I'm leaving!"

[REDACTED] suddenly stood up from his seated position began to walk away and said, "I fucken told you!" Simultaneously the two males from the vehicle began to yell at me and demanded I let [REDACTED] go. I again moved in front of [REDACTED] and reached out with my left hand grabbing the fabric to [REDACTED] shirt in an attempt to stop him from leaving. [REDACTED] then used to his right arm and struck my left arm and said, "Get the fuck off me." The force detached my left arm from [REDACTED] and put my body off balance. At this time I realized that I had not activated my BWC and immediately did so.

I then stepped forward and grabbed [REDACTED] again with my left hand and sternly told him to sit back down and that he was detained. I was attempting to deescalate the situation, which had worked prior to [REDACTED] friends arriving on scene when I initially had [REDACTED] in a seated position. Although, this time my attempts were unsuccessful. [REDACTED] said, "Get the fuck up off me bro. What the fuck you got me for." At that time I attempted to call for backup on my radio, although was unable to clearly get out radio traffic because of [REDACTED] and his friends yelling. Due to the tense, rapidly evolving situation, and because I had no cover officers I did not feel safe attempting to handcuff [REDACTED] at that time by myself. I was very concerned that due to [REDACTED] assaultive behavior that it would escalate into a more serious situation. He had just struck me and I feared would strike me again. I was also attempting to manage [REDACTED] friends who were now irate and exiting a vehicle next to me.

[REDACTED] again yelled, "Get the fuck off me! What did I tell you!" [REDACTED] then took a bladed stance, took a step forward inching towards my face and began moving both of his arms back and forth. [REDACTED] pushed his chest outward as he yelled into my face. I grabbed ahold of his left bicep with my right arm to gain better control of him. [REDACTED] then lifted both his arms up towards his chest and began to ball his fists and suddenly leaned his body toward me. Due to [REDACTED] assaultive behavior and agitated state, I believed [REDACTED] was preparing to attack me. In order to gain distance between him and deescalate a more serious situation, I used my left hand on his upper chest and pushed him backwards into a seated position on the bench where he previously was.

I moved my right hand to his left tricep and my left hand on his left wrist and attempted to bring his left arm behind his body to place him into handcuffs. [REDACTED] pulled his left arm forward and stood back up

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in an attempt to stop me from placing his hand behind his back. I gave [REDACTED] clear commands to "Stop" as he continued to turn and twist his body. I then used both arms to push [REDACTED] away from me back into a seated position on the bench again.

In an attempt to deescalate the situation, I lowered the volume of my voice and told [REDACTED] to "Settle down and stay seated", again hoping to deescalate the situation until my cover unit arrived. [REDACTED] continued to yell over me and stood up once again. I attempted to grab his left arm, although [REDACTED] grabbed my forearm with his left hand.

At that time, I had exhausted all of my options to verbally deescalate the situation. [REDACTED] had already shown assaultive behavior and forcibly put his hands on me. I was seriously concerned that either he or his nearby friends would attempt to attack me. As quick as I could, I placed my right arm on his left shoulder and tried to get my left hand on his right shoulder. I pushed downward on [REDACTED] pushing him back into a seated position for the third time. I then immediately grabbed ahold of his left wrist and upper left arm and brought his arm behind his back. Officer Georgi arrived and assisted me in placing [REDACTED] into handcuffs.

While in handcuffs [REDACTED] then stood up again and tried to move towards his friend's vehicle. Officer Georgi and I pushed [REDACTED] back into his seat and advised him to stay seated. [REDACTED] yelled, "Stop touching me! Back up outta here!"

Officer Georgi attempted to speak with [REDACTED] as I advised him that he was in handcuffs for hitting me. [REDACTED] refused to listen to either of us and said, "Shut the fuck up, quit talking to me bro." [REDACTED] then yelled, "Suck my dick! Suck my fucken dick! You bitch ass boy. You a hoe."

I advised [REDACTED] that he was being placed under arrest for 241(c)PC- Assault on a Peace Officer.

Officer Georgi and I escorted [REDACTED] back to my vehicle where he was searched incident to arrest. I placed [REDACTED] into the back of my patrol vehicle and secured his seatbelt.

While driving [REDACTED] back to LMPD, I read [REDACTED] his Miranda Advisement from my department issued handbook. [REDACTED] verbally stated he understood each portion of the advisement. I then advised LMPD dispatch to add the charge of 148(a)(1)PC- Resisting, Delaying, or Obstructing a Peace Officer.

[REDACTED] then asked, "Did you feel threatened when I put my hands on you?" [REDACTED] then yelled, "I only touched you because you were touching me!"

At LMPD, I attempted to take a statement from [REDACTED] although he said he had nothing else he wanted to speak about.

[REDACTED] was not injured in the incident and did not claim to have any injuries.

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INJURIES:

None.

EVIDENCE:

See attached.

FOLLOW-UP:

None.

RECOMMENDATIONS:

Please forward a copy of this report to the San Diego County District Attorney's Office for the review and prosecution of [REDACTED] for a violation of:

- 1.) 148(a)(1)PC- Resisting, Delaying, or Obstructing a Peace Officer
- 2.) 241(c)PC- Assault on a Peace Officer

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